

BOARD OF FORESTRY AND FIRE PROTECTION

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**BOARD OF FORESTRY AND FIRE PROTECTION**
MEETING ANNOUNCEMENT AND AGENDA

Announcement Date: October 22, 2004

FULL BOARD

Date: November 2, 2004 (Tuesday) Executive Session
Time: 4:00 p.m.

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Date: November 3, 2004 (Wednesday)
Time: 8:00 a.m.

POLICY AND MANAGEMENT COMMITTEE

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – 12:00 p.m.

FOREST PRACTICE COMMITTEE

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – 12:00 p.m.

***Ad Hoc* ROADS AND WATERSHED MANAGEMENT COMMITTEE**

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 1:00 p.m. – 4:00 p.m.

RESOURCE PROTECTION COMMITTEE

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 1:00 p.m. – 4:00 p.m.

FULL BOARD AGENDA

EXECUTIVE SESSION

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 4:00 p.m. to completion

Executive Session: (Closed to the Public) Discussion of Matters Related to Foresters Licensing such as Certifications; Voluntary Relinquishments; and/or Revocations of RPF Licenses/CRM Certifications Under Section 11126 (c)(1), (c)(2), (c)(3) of the Government Code; Employee Evaluation Under 11126 (a)(1); also Discussion of Pending and Potential Litigation Under Section 11126 (e) of the Government Code. Cases to be discussed are: **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X**, Mendocino County Superior Court, Case No. **SCUKCVG 0083611**; **Gualala Redwoods, Inc. v. California State Board of Forestry, California Department of Forestry and Fire Protection, Andrea Tuttle, and Does 1 through 10**, Sacramento County Superior Court Case No. 02-CS00356; **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X inclusive**, Mendocino County Superior Court, Case No. **SCUKCVPT 0289022**, **Cockshott v. Board of Forestry**, CP-02-01, **Walter Simonis**, CP-02-06, **Harold Richardson v. Andrea Tuttle, Director, California Department of Forestry and Fire Protection; California Department of Forestry and Fire Protection; California State Board of Forestry**, Sacramento County Superior Court Case No. 04-CS00286, **Big Creek v. Santa Cruz**. The Board may also consider the status of existing Fuel Hazard Reduction regulations (14 C.C.R. 1052) following enactment of AB 2420 (La Malfa). Specifically, it will consider whether discussion of the topic in closed session is authorized under the Bagley-Keene Open Meeting Act (Govt. C. § 11126(e)(2)(B)(ii)) and, if it determines a discussion to be appropriate under the Act, will discuss the topic. (The Executive Session may be reconvened if determined necessary.)

FULL BOARD MEETING (Open to Public)

Date: November 3, 2004 (Wednesday)

Note: The Board may take any non-hearing agenda item out of order as time permits and may discuss agenda items scheduled for committees, including legislation. The Board may act on recommendations by its committees on items listed in their respective agendas, including recommendations for 45-day notice of rulemaking. If you wish to speak on a specific agenda item, please fill out a card provided for this purpose at the sign-in table and hand it to a member of staff, preferably prior to the meeting. Those wishing to speak on particular agenda items may do so as the Board deliberates on the items. The Board reserves the right to solicit additional public comment if the need arises for a particular agenda item.

8:00 a.m.

1. Call to Order

2. Announcement of Actions Taken in Executive Session
3. Approval of Minutes of the October, 2004 Meeting
4. Consent Calendar – see attached Consent Calendar for actions to be considered under this agenda item.

Consent Calendar items are expected to be routine and non-controversial. The Board will act upon them at one time without discussion. If any Board Member, staff, or interested person requests that an item be removed from the Consent Calendar, it will be taken up in the regular agenda order.

Possible Action Items: RPF License/CRM Certification: Withdrawals, Reinstatements, Voluntary Relinquishments, or other Actions

5. Report of the Chairman
6. Report of the Director
7. Report/ update on the Governor's Blue Ribbon Action Plan / California Performance Review
8. **9:00 a.m.- Hearing:** The Board will Consider Adoption of the Proposed Rule Language for "**Fuel Hazard Reduction, 2004**". This Proposed Rule was issued for 45-Day Notice on September 3, 2004.
9. Discussion regarding AB 2420 (LaMalfa): Forest Fire Prevention Exemption, 2004. **Possible Action Item:** the Board may consider adoption of an emergency regulation pursuant to AB 2420 (LaMalfa), the Forest Fire Prevention Exemption, 2004.
10. Report of the Oak Mortality Task Force
11. Report of Federal Agencies; including USDA Forest Service, National Marine Fisheries Service, US Fish & Wildlife Service, and US Environmental Protection Agency
12. Report of State Agencies; including State Water Quality Control Board, Department of Fish and Game, Geologic Survey
13. Presentations and Discussions Regarding the Fire and Resource Assessment Program Policy Statement per PRC 4789
14. Discussion Regarding the Draft Environmental Impact Report (DEIR) and Management Plan for Jackson Demonstration State Forest (JDSF). **Possible Action Items:** The Board may provide direction to Department staff regarding the preparation of the DEIR.
15. Report of Board's Advisory Committees
 - Forest Pest Council
 - Range Management Advisory Committee
 - Monitoring Study Group
 - Professional Foresters Examining Committee

Possible Action Items: Issuance of RPF Licenses/CRM Certifications, Withdrawals, Reinstatements, Voluntary Relinquishments, Suspensions, Revocations, or other Actions

16. Report of Sensitive Watershed Nominations Review, Forest Practice, Policy and Management, *Ad Hoc* Roads and Watershed Management, and Resource Protection Committees
17. Overviews of Board Responsibilities for Fire Related Laws and Regulation: Fire Safety Review of County General Plan per PRC 4128.5 and GC 13360; State Responsibilities Area Classifications per PRC 4125-4128 and 14 CCR 1270.
18. Report of the Regulations Coordinator

Note: The Board's Regulations Coordinator will report on ongoing regulatory matters. The Board may act in response to requests of the Regulations Coordinator on items presented in the report. **Possible Action Items:** Recommendation for Adoption, Fuel Hazard Reduction, 2004 (Agenda Item 8); Recommendation for 45-Day notice, Amendment to State Responsibility Area Classification System, 2004; Recommendation for Adoption, Emergency Regulation for Forest Fire Prevention Exemption, 2004; Recommendation to full Board for 15 Day Notice of Proposed Rulemaking, Transitional Silvicultural Method, 2004; Recommendation for Notice of Repeal, Fuel Hazard Reduction Emergency Rule, 2004; Recommendation for 15 or 45 day notice of proposed rulemaking, Road Management Plan, 2004.

19. Report of Executive Officer, including Proposed State and Federal Legislation

Note: The Board's Executive Officer will report on ongoing administrative matters, proposed state or federal legislation or programs, or new items coming before the Board. The Board may act in response to requests of the Executive Officer on items presented in the report.

20. **Public Forum:** Members of the public may address the Board on any topic within its jurisdiction not otherwise on the agenda. Submittal of written comments is encouraged to ensure that all comments will be included in the record before the Board. Please be prepared to summarize comments to three minutes in length, or otherwise at the discretion of the Chairman.

21. New and Unfinished Business

22. Adjournment

ADA Notice- Pursuant to the Americans with Disabilities Act, individuals who, because of a disability, need special assistance to attend or participate in a State Board of Forestry and Fire Protection Meeting, may request assistance at the Board Office, 1416 Ninth Street, Room 1506-14, Sacramento, California or by calling (916) 653-8007. Requests should be made one week in advance whenever possible.

COMMITTEE AGENDAS

POLICY AND MANAGEMENT COMMITTEE MEETING

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – 12:00 p.m.

1. Board Tasks and Goals in 2004, Fire and Resource Assessment Program Policy Statement per PRC 4789
2. Report/ update of the Range Management Advisory Committee on Oak Woodlands
3. Performance Based Forest Practice Rules
4. New and Unfinished Business

Note: The Policy and Management Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

FOREST PRACTICE COMMITTEE MEETING

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 8:00 a.m. – 12:00 p.m.

1. Discussion of Heritage Tree Petition: **Possible Action Item:** Recommendation to full Board in support of adoption or rejection of Heritage Tree Petition Action Plan.
2. Continued Discussion Regarding Emergency and Permanent Fuel Hazard Reduction Regulation Including Both Board Emergency Notice Regulation and AB 2420 Legislation.
Possible Action Items: Recommendation to full Board for Adoption of Emergency Regulation for Forest Fire Prevention Exemption, 2004 (AB2420); Recommendation for Adoption Notice of Repeal, Fuel Hazard Reduction, 2004 (Current Board Rule).
3. Update on Fuel Reduction Activities: Soper-Wheeler
4. Stewardship Non Industrial Timber Management Plan.
5. Update on the Non Industrial Timber Management Plan Workshop.
6. Discussion of the Proposed Rule Amendment, Transitional Silvicultural Method, 2004.
Possible Action Items: Recommendation to full Board for 15-Day Notice of Proposed Rulemaking.
7. New and Unfinished Business

Note: The Forest Practice Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

Ad Hoc ROADS AND WATERSHED MANAGEMENT COMMITTEE MEETING

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Auditorium
1416 Ninth Street
Sacramento, California

Time: 1:00 p.m. – 4:00 p.m.

1. Review of public comments and revisions to the proposed regulation: Road Management Plan, 2004
2. Discussion of road definitions
3. Discussion of Inter-agency Road Package
4. Discussion of Watershed-based Management Approaches
5. New and Unfinished Business

Note: The Ad Hoc Roads and Watershed Management Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

RESOURCE PROTECTION COMMITTEE MEETING

Date: November 2, 2004 (Tuesday)

Location: Resources Building
Room 1506-12
1416 Ninth Street
Sacramento, California

Time: 1:00 p.m.-- 4:00 p.m.

1. Report by CDF Deputy Director, Fire Protection; including Reports from Region Chiefs
2. Update on the Nursery Program
3. Presentation on the California Fire Plan (Department)
4. Discussion of the Proposed Addition of SRA Lands and amendments to the SRA Classification System. **Possible Action Items:** Amendments to State Responsibility Area Classification System, 2004
5. Review of Response to Marin County Safety Element per PRC 4128.5
6. Discussion of Framework for Fire Safety Review of County General Plan per PRC 4128.5 and GC 13360.
7. Update on Disabled Veterans Program (DVBE)
8. Advisory Committee Reports:

Statewide Fire Safe Council
Range Management Advisory Committee
Vegetation Management Program

5. New and Unfinished Business

Note: The Resource Protection Committee may continue discussion of items included in its agenda, or the full Board agenda, if the Board recesses or adjourns.

CONSENT CALENDAR

RPF VITAL STATISTICS

For presentation to the
State Board of Forestry and Fire Protection
November 2004

No items to report.